

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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CHARLES RICARDO O'NEAL,  
  
Plaintiff,

Civil No. 16-375 (JRT/HB)

v.

BRENDA JOHNSON, RN  
Supervisor/Director, et al,

**ORDER ON REPORT  
AND RECOMMENDATION**

Defendants.

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Charles Ricardo O'Neal, OID#209560, MCF-Stillwater, 970 Pickett Street North, Bayport, MN 55003, *pro se* plaintiff,

The above matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Janie S. Mayeron dated August 30, 2016. No objections have been filed to that Report and Recommendation in the time period permitted.

The Court, being duly advised in the premises, upon the Report and Recommendation of the Magistrate Judge, and upon all of the files, records and proceedings herein, now makes and enters the following Order.

**IT IS HEREBY ORDERED:**

1. This action is **DISMISSED WITHOUT PREJUDICE** under Fed. R. Civ. P. 41(b) for failure to prosecute;
2. Plaintiff O'Neal's pending IFP applications [Docket Nos. 2, 12, 17] are denied as moot.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

DATED: February 10, 2017  
at Minneapolis, Minnesota

s/John R. Tunheim  
JOHN R. TUNHEIM  
Chief Judge  
United States District Court